

SB1899



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1899

Introduced 2/20/2015, by Sen. John M. Sullivan

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1426.2

Amends the Illinois Vehicle Code. Requires low-speed vehicles to meet certain minimum equipment requirements for street operation. Provides that owners of low-speed vehicles that may be operated upon a highway shall secure a certificate of title and display valid registration.

LRB099 04344 RJF 24371 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 11-1426.2 as follows:

6 (625 ILCS 5/11-1426.2)

7 Sec. 11-1426.2. Operation of low-speed vehicles on
8 streets.

9 (a) Except as otherwise provided in this Section, it is
10 lawful for any person to drive or operate a low-speed vehicle
11 upon any street in this State where the posted speed limit is
12 30 miles per hour or less.

13 (b) Low-speed vehicles may cross a street at an
14 intersection where the street being crossed has a posted speed
15 limit of not more than 45 miles per hour. Low-speed vehicles
16 may not cross a street with a speed limit in excess of 45 miles
17 per hour unless the crossing is at an intersection controlled
18 by a traffic light or 4-way stop sign.

19 (c) The Department of Transportation or a municipality,
20 township, county, or other unit of local government may
21 prohibit, by regulation, ordinance, or resolution, the
22 operation of low-speed vehicles on streets under its
23 jurisdiction where the posted speed limit is 30 miles per hour

1 or less if the Department of Transportation or unit of local
2 government determines that the public safety would be
3 jeopardized.

4 (d) Upon determining that low-speed vehicles may not safely
5 operate on a street, and upon the adoption of an ordinance or
6 resolution by a unit of local government, or regulation by the
7 Department of Transportation, the operation of low-speed
8 vehicles may be prohibited. The unit of local government or the
9 Department of Transportation may prohibit the operation of
10 low-speed vehicles on any and all streets under its
11 jurisdiction. Appropriate signs shall be posted in conformance
12 with the State Manual on Uniform Traffic Control Devices
13 adopted pursuant to Section 11-301 of this Code.

14 (e) If a street is under the jurisdiction of more than one
15 unit of local government, or under the jurisdiction of the
16 Department of Transportation and one or more units of local
17 government, low-speed vehicles may be operated on the street
18 unless each unit of local government and the Department of
19 Transportation agree and take action to prohibit such operation
20 as provided in this Section.

21 (e-5) A unit of local government may, by ordinance or
22 resolution, authorize the operation of low-speed vehicles on
23 one or more streets under its jurisdiction that have a speed
24 limit of more than 30 miles per hour but not greater than 35
25 miles per hour.

26 Before authorizing the operation of low-speed vehicles on

1 any street under this subsection (e-5), the unit of local
2 government must consider the volume, speed, and character of
3 traffic on the street and determine whether low-speed vehicles
4 may travel safely on that street.

5 If a street is under the jurisdiction of more than one unit
6 of government, low-speed vehicles may not be operated on the
7 street under this subsection (e-5) unless each unit of
8 government agrees and takes action as provided in this
9 subsection.

10 Upon the adoption of an ordinance authorizing low-speed
11 vehicles under this subsection (e-5), appropriate signs shall
12 be posted.

13 (f) No low-speed vehicle may be operated on any street
14 unless, at a minimum, it has the following: a parking brake
15 ~~brakes~~, a steering apparatus, tires, a windshield that conforms
16 to the federal vehicle safety standards on glazing materials as
17 set forth in 49 CFR part 571.205, a vehicle identification
18 number, seat belts, a rearview mirror, an exterior rearview
19 mirror mounted on the driver's side of the vehicle, red
20 reflectorized warning devices on each rear side and one on the
21 center rear of the vehicle ~~in the front and rear~~, a headlight
22 that emits a white light visible from a distance of 500 feet to
23 the front, a tail lamp that emits a red light visible from at
24 least 100 feet from the rear, brake lights, and front and rear
25 turn signals. When operated on a street, a low-speed vehicle
26 shall have its headlight and tail lamps lighted as required by

1 Section 12-201 of this Code.

2 (g) A person may not operate a low-speed vehicle upon any
3 street in this State unless he or she has a valid driver's
4 license issued in his or her name by the Secretary of State or
5 a foreign jurisdiction.

6 (h) The operation of a low-speed vehicle upon any street is
7 subject to the provisions of Chapter 11 of this Code concerning
8 the Rules of the Road, and applicable local ordinances.

9 (i) Every owner of a low-speed vehicle is subject to the
10 mandatory insurance requirements specified in Article VI of
11 Chapter 7 of this Code.

12 (j) Any person engaged in the retail sale of low-speed
13 vehicles are required to comply with the motor vehicle dealer
14 licensing, registration, and bonding laws of this State, as
15 specified in Sections 5-101 and 5-102 of this Code.

16 (k) No action taken by a unit of local government under
17 this Section designates the operation of a low-speed vehicle as
18 an intended or permitted use of property with respect to
19 Section 3-102 of the Local Governmental and Governmental
20 Employees Tort Immunity Act.

21 (l) Every owner of a low-speed vehicle which may be
22 operated upon a highway shall secure a certificate of title and
23 display valid registration.

24 (Source: P.A. 96-653, eff. 1-1-10; 96-1434, eff. 8-11-10;
25 97-144, eff. 7-14-11.)